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6 **UNITED STATES DISTRICT COURT**
7 **FOR THE WESTERN DISTRICT OF WASHINGTON**
8 **AT SEATTLE**

9 RICHARD JAMES DIDZUN, an individual;
10 IAN McANDREWS and KATE McANDREWS,
11 individually and for their marital community; on
12 behalf of themselves and persons similarly
13 situated;

14 Plaintiffs,

15 v.

16 THE HOME DEPOT, INC., a foreign
17 corporation, and HOME DEPOT USA, INC.;

18 Defendants.

No. 2:21-cv-01540 RSL

**STIPULATION AND ORDER TO
STRIKE CASE SCHEDULE AND
TRIAL DATE**

19 **STIPULATION**

20 The parties stipulate and agree, pursuant to Fed. R. Civ. P. 6(b)(1) and Local Rule 10(g) as
21 follow:

22 1. On July 22, 2022, the parties filed their Joint Motion to Continue Trial Date and Amend
23 Case Schedule. Dkt. #30.

24 2. On July 25, 2022, the Court Granted the parties' Motion to Continue and set March 7,
25 2023 as the deadline for Plaintiffs to file their Motion for Class Certification. Dkts. #31 & 32.

1 3. On March 6, 2023, the parties jointly requested the Court extend the deadline for filing of
2 the Plaintiffs' class certification materials by six weeks. Dkt. #35. The Court granted this
3 request and reset the deadline to April 18, 2023. Dkt. #36.

4 4. During the collaborative preparation of that stipulated request, the parties expressed
5 mutual interest in participating in a pre-certification mediation. The Parties have agreed on
6 potential mediators and are in the process of finalizing a mediation date in either May or June
7 2023.

8 5. The parties require additional time to explore a potential agreed resolution of this dispute,
9 without the distraction or expense of simultaneous certification briefing, and thus, the parties
10 believe good cause exists to strike the trial date pending the outcome of the approaching
11 mediation.
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13 Therefore, the parties respectfully request that the Court STRIKE the current trial date
14 and case schedule (Dkt. #31) to allow them to focus their efforts on preparing for mediation.
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17 **STIPULATED AND AGREED:** April 17, 2023

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19 **BADGLEY MULLINS TURNER PLLC**

20 /s/Mark A. Trivett

21 Mark A. Trivett, WSBA No. 46375
22 Duncan C. Turner, WSBA No. 20597
23 19929 Ballinger Way NE, Ste. 200
24 Seattle, WA 98155

25 Telephone: (206) 621-6566

26 Email: dturner@badgleymullins.com
mtrivett@badgleymullins.com

Attorneys for Plaintiffs

NORTHSHORE LAW GROUP, PLLC

/s/ Abel M. Tsegga

Abel M. Tsegga, WSBA No. 46349

144 Railroad Ave. Ste. 308

Edmonds, WA 98020

Telephone: (206) 697-4878

Facsimile: (206) 512-1106

Email: abel@northshorelawgroup.com

Attorneys for Plaintiffs

**OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.**

/s/ Laurence A. Shapero

Laurence A. Shapero, WSBA No. 31301

1201 Third Avenue, Suite 5150

Seattle, WA 98101

T: (206) 693-7057

F: (206) 693-7058

Email: Laurence.shapero@ogletree.com

Attorneys for Defendants

/s/ Evan R. Moses

Evan R. Moses, CA Bar #198099 (*Pro Hac Vice*)

400 South Hope Street, Suite 1200

Los Angeles, CA 90071

T: 213-438-5851

F: 213-239-9045

Email: evan.moses@ogletree.com

Attorneys for Defendants

ORDER

The Court, having considered the Parties' Stipulated Motion herein, STRIKES the current case schedule and trial date (Dkt. #31) to allow the Parties to prepare for mediation.

If either party cancels the mediation without the intent to reschedule, or if the parties failed to reach resolution at mediation, the parties shall submit a joint status report within fourteen (14) days of either occurrence notifying the Court and proposing a new class certification deadline and trial date.

Dated this 18th day of April, 2023.



Robert S. Lasnik
United States District Judge